

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 8th day of
June, 2016.

In the Matter of the Application of Ameren Transmission)
Company of Illinois for Other Relief or, in the Alternative,)
a Certificate of Public Convenience and Necessity)
Authorizing it to Construct, Install, Own, Operate,)
Maintain and Otherwise Control and Manage a) **File No. EA-2015-0146**
345,000-volt Electric Transmission Line from Palmyra,)
Missouri, to the Iowa Border and Associated Substation)
Near Kirksville, Missouri.)

**ORDER REGARDING APPLICATIONS FOR REHEARING, MOTION
FOR RECONSIDERATION, AND REQUESTS FOR CLARIFICATION**

Issue Date: June 8, 2016

Effective Date: June 18, 2016

On April 27, 2016, the Commission issued its Report and Order.¹ That Report and Order bore an effective date of May 27.

On May 26, Ameren Transmission Company of Illinois (“ATXI”) filed an Application for Rehearing, Motion for Reconsideration, and Request for Clarification. On the same date, Neighbors United Against Ameren’s Power Line (“NU”) filed an Application for Rehearing and Request for Clarification.

The Commission allowed any party to respond to the May 26 motions no later than June 2. On June 2, ATXI and NU objected to each of the others’ requests for relief.

¹ Calendar dates are 2016.

Applications for rehearing

The Commission shall grant an application for rehearing if “in its judgment sufficient reason therefor be made to appear.”² The Commission finds that the applicants failed to establish such a sufficient reason. Thus, the Commission will deny the applications for rehearing.

Motion for reconsideration

ATXI asks the Commission to reconsider the portion of its Report and Order that would require ATXI to obtain county assents from all five of counties affected by Mark Twain before it can begin construction. ATXI asks the Commission to permit it to begin construction in each county as it receives assent, without having to wait for all five counties to approve the project.

The Commission ruled that county assent is required before ATXI’s certificate of convenience and necessity (“CCN”) would become effective. And the Commission’s rules regarding CCNs require that “(i)f any of the items required under this rule are unavailable at the time the application is filed, **they shall be furnished prior to the granting of the authority sought.**”³ Because the Commission’s rule states all such county assents are required before the CCN can become effective, the Commission will deny the motion for reconsideration.

² Section 386.500.1 RSMo Supp. 2013).

³ Commission Rule 4 CSR 240-3.105(2) (emphasis supplied).

Requests for clarification

The Commission's Report and Order ordered further conditions upon the CCN as agreed upon by ATXI and the Commission's Staff. ATXI states that the Report and Order does not accurately reflect those conditions. Tellingly, Staff did not object to ATXI's request for clarification. Thus, the Commission will clarify its Report and Order in the ordered paragraphs.

Finally, NU asks for clarification of the Report and Order to prevent ATXI from misleading landowners about the effect of the Report and Order. NU does not cite, and the Commission cannot find, any legal authority that would allow the Commission to do what NU requests. Therefore, the Commission will deny NU's request for clarification.

THE COMMISSION ORDERS THAT:

1. The Applications for Rehearing filed by Ameren Transmission Company of Illinois and by Neighbors United Against Ameren's Power Line are denied.
2. The Motion for Reconsideration filed by Ameren Transmission Company of Illinois is denied.
3. The Request for Clarification filed by Neighbors United Against Ameren's Power Line is denied.
4. The Request for Clarification filed by Ameren Transmission Company of Illinois is granted, as stated below.
5. Condition 3 on page 40 of the Report and Order has been satisfied.
6. Condition 7 on page 42 of the Report and Order is clarified to reference Schedule DBR-SR2 to ATXI witness Doug Brown's Surrebuttal Testimony.

7. Conditions 7 and 8 on page 42 of the Report and Order are duplicative; thus, the Commission removes that condition 8 and, in its place, inserts the condition 8 intended by the parties, which is “that Ameren Transmission Company of Illinois file with the Commission in this case all required approvals and permits—e.g., land disturbance permits, Missouri State Highway Commission permits, US Fish & Wildlife permits, and EPA permits—before beginning construction on that part of the Mark Twain project where the approvals and permits are required.”

8. The Report and Order is further clarified to reflect an omitted condition agreed upon between Ameren Transmission Company of Illinois and the Staff of the Commission, which is that ATXI shall be required to file with the Commission the annual report it files with FERC.

9. This order shall be effective on June 18, 2016.



BY THE COMMISSION

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Hall, Chm., Stoll, Kenney,
Rupp, and Coleman, CC., concur.

Pridgin, Deputy Chief Regulatory Law Judge